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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/575,611	Mirko Schindler	BM-189PCT
INTERNATIONAL APPLICATION NO.		PCT/EP04/05473
I.A. FILING DATE		PRIORITY DATE
05/21/2004		10/16/2003
CONFIRMATION NO. 1769		
371 FORMALITIES LETTER		
*OC000000022469113*		

Date Mailed: 02/14/2007

## NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495)

- Priority Document
- Copy of the International Application filed on 04/12/2006
- Copy of the International Search Report filed on 04/12/2006
- Copy of IPE Report filed on 04/12/2006
- Preliminary Amendments filed on 04/12/2006
- Information Disclosure Statements filed on 04/12/2006
- Oath or Declaration filed on 01/16/2007
- Request for Immediate Examination filed on 04/12/2006
- U.S. Basic National Fees filed on 04/12/2006
- Priority Documents filed on 04/12/2006
- Specification filed on 04/12/2006
- Claims filed on 04/12/2006
- Abstracts filed on 04/12/2006
- Drawings filed on 04/12/2006

Applicant's response filed 01/16/2007 is hereby acknowledged. The following requirements set forth in the NOTIFICATION of MISSING REQUIREMENTS mailed 11/30/2006 have not been completed.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - The inventor Helmut Schumacher is on the signed declaration received January 16, 2007, he is not listed on the published International application. Please submit a corrected declaration or an explanation.

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

For more information about EFS-Web please call the USPTO Electronic Business Center at **1-866-217-9197** or visit our website at <http://www.uspto.gov/ebc>.

**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

VIRGINIA L IRBY

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FORM PCT/DO/EO/916 (371 Formalities Notice)